IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO: 18241 of 2004

Between:

K.G.S. Prasad, s/o K. Gurappa,
C/o Exchange Maintenance Work O/o SOE Groups, Vayulpadu, BSNL, Hyderabad.

... PETITIONER

AND

1 The Union of India, Rep. by Chief General Manager,
BSNL, AP Circle, Hyderabad.
2 The General Manager, BSNL, Tirupati SSA, Tirupati.
3 The Deputy General Manager, BSNL, Kapilthirtham Road, Tirupati.
4 The Assistant General Manager, O/o General Manager, BSNL, Tirupati.
5 The Accounts Officer (Cash), O/o General Manager, BSNL, Tirupati.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or a Writ more particularly in the nature of Writ of Mandamus by declaring the inaction of the respondents in conferring the temporary status designation and consequent absorption as Group D in terms of the circulars dt. 14-8-98, 20-11-2000, 29-9-2000 even though the petitioner is eligible and entitled, as arbitrary, discriminatory, illegal, unjust and unsustainable, being violation of the Art, 14, 16 and 21 of the Constitution of India and set aside the same and consequently to direct the respondents to issue orders granting the benefit of temporary status of a Group D to the petitioner and consequent absorption as Group D with all consequential benefits.

Counsel for the Petitioner: Mr.KRISHNA DEVAN

Counsel for the Respondents: Standing Counsel for BSNL

The Court at the admission stage made the following:

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Oral Order:

The petitioner is working as a casual labour in the respondents company. He made a representation on 1-12-2003 requesting the respondents to confer him temporary status. The grievance of the petitioner is that the respondents have not passed any orders on his representation. In the light of the grievance expressed by the petitioner, the second respondent is directed to consider the representation of the petitioner dated 1-12-2003, examine whether the petitioner is eligible to get temporary status and pass appropriate orders according to the existing rules and circular instructions by giving opportunity to the petitioner. The writ petition is accordingly disposed of.

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(Dr.G. Yethirajulu, J)

07th October 2004

Note

Issue C.C. by 08-10-2004.

(By order)

svs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chief General Manager,
BSNL, Union of India, AP Circle, Hyderabad.
2 The General Manager, BSNL, Tirupati SSA, Tirupati.
3 The Deputy General Manager, BSNL, Kapilthirtham Road, Tirupati.
4 The Assistant General Manager, O/o General Manager, BSNL, Tirupati.
5 The Accounts Officer (Cash), O/o General Manager, BSNL, Tirupati.

6 Mr.Krishna Devan, Advocate (OPUC)

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